IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

NOTICE OF MOTION NO.89 OF 2006
IN
WRIT PETITION NO.73 OF 2003

Evergreen P.Ltd. ..Petitioners

Vs.

Rajaram Krishna Mahadik ..Respondents

Mr.S.C.Naidu i/b C.R.Naidu and Co. for the petitioners

Ms.Nerissa Britto for the respondent no.1

CORAM : S.U.KAMDAR, J
DATED : 16TH MARCH, 2006

P.C.:

. The learned counsel for the petitioner company states that the petitioners are willing to reinstate the respondent in pursuance of the award dt.6.6.03 immediately. In that light of the matter, the question of granting wages under section 17(B) of the Industrial Disputes Act, 1947 does not arise. It will be open to the respondent to resume the job pursuant to the award dt.6.6.03.

However, if the petitioners do not absorb him in accordance with the order dt.6.6.03 it will be open to the respondent to once again apply to the wages under section 17(B) of the Industrial Disputes Act, 1947. Motion disposed of accordingly. No order as to costs.